

1 **CITY COUNCIL OF THE CITY OF ANNAPOLIS**

2
3 **ORDINANCE NO. O-5-04 Amended**

4
5 **Introduced by Mayor Moyer**
6
7

8
9 **AN ORDINANCE** concerning

10
11 **FINES**
12

13 **FOR** the purpose of establishing that the amount of fines for certain municipal infractions
14 ~~are included in one~~ **shall be adopted by** resolution of the City Council; ~~by~~ deleting
15 references in the City Code to certain municipal infractions that will be included in
16 that resolution; ~~by~~ providing more descriptive titles to those sections that assess
17 fines; ~~by~~ deleting that section that is no longer applicable: and all matters relating
18 to said creation of a fines resolution.
19

20 * * * * *

21 **BY** repealing in its entirety the following section of the Code of the City of Annapolis
22 (1996 Edition and Supplement):
23 Section 12.20.160.B
24

25 **BY** repealing and re-enacting, with amendments the following sections of the Code of
26 the City of Annapolis (1996 Edition and Supplement):

27 Section 4.16.100.B
28 Section 7.08.010.B
29 Section 7.08.070.A
30 Section 7.12.100.C
31 Section 7.12.140
32 Section 7.12.350.B
33 Section 7.12.390.C
34 Section 7.12.410.B
35 Section 7.12.420.E
36 Section 7.24.050
37 Section 7.28.040
38 Section 7.32.100.B
39 Section 7.42.040
40 Section 7.48.060
41 Section 7.48.410
42 Section 7.48.500.C
43 Section 7.52.190
44 Section 8.04.030.B

1	Section 8.04.040
2	Section 10.08.010.B
3	Section 10.16.100
4	Section 10.16.130
5	Section 10.16.220.B
6	Section 10.20.040
7	Section 10.24.020
8	Section 10.28.160
9	Section 11.04.060
10	Section 11.12.025.B
11	Section 11.12.060.C
12	Section 11.12.065.C
13	Section 11.12.067.E
14	Section 11.12.120
15	Section 11.14.030
16	Section 11.16.040.D
17	Section 11.16.050.B
18	Section 11.32.080
19	Section 11.36.030.D
20	Section 11.36.090.B
21	Section 11.36.100.B
22	Section 11.36.110.B
23	Section 11.36.120.B
24	Section 11.40.010
25	Section 11.40.010.C <u>Section 11.44.010.C</u>
26	Section 11.44.060.D
27	Section 12.12.050
28	Section 12.16.070.B
29	Section 12.16.080.B
30	Section 12.16.090.B
31	Section 12.16.100.B
32	Section 12.20.010.B
33	Section 12.20.020.B
34	Section 12.20.025.C
35	Section 12.20.030.B
36	Section 12.20.040.B
37	Section 12.20.050.B
38	Section 12.20.060.C
39	Section 12.20.065.B
40	Section 12.20.070.B
41	Section 12.20.075.B
42	Section 12.20.080.B

1	Section 12.20.085.B
2	Section 12.20.090.B
3	Section 12.20.095.B
4	Section 12.20.100.C
5	Section 12.20.110.H
6	Section 12.20.120.B
7	Section 12.20.130.B
8	Section 12.20.140.B
9	Section 12.20.150.B
10	Section 12.20.170.B
11	Section 12.20.180.B
12	Section 12.20.190.B
13	Section 12.20.200.D
14	Section 12.20.200.D
15	Section 12.20.240.C
16	Section 12.24.050.C
17	Section 12.24.070.B
18	Section 12.24.090.B
19	Section 12.36.020.B
20	Section 12.40.040.B
21	Section 12.44.040.B
22	Section 12.48.030
23	Section 12.52.160
24	Section 14.04.040.B
25	Section 14.04.050.B
26	Section 14.08.010.C
27	Section 14.12.080.C
28	Section 14.12.095.H
29	Section 14.12.150.E
30	Section 14.16.020.D
31	Section 14.20.010.C
32	Section 14.20.030.B
33	Section 14.20.050
34	Section 14.20.060
35	Section 14.20.070.B
36	Section 14.20.080
37	Section 14.20.100
38	Section 14.24.010.B
39	Section 15.04.040.B
40	Section 15.10.120.D
41	Section 15.14.040
42	Section 15.20.110.D

1 Section 15.20.120.B
2 Section 15.20.160.C
3 Section 15.24.040
4 Section 16.04.010.F
5 Section 16.04.040.B
6 Section 16.08.010.B
7 Section 16.16.320.C and D
8 Section 16.16.350.B
9 Section 17.08.295
10 Section 17.09.140.C
11 Section 17.11.470
12 Section 17.12.024.E
13 Section 17.12.042
14 Section 17.12.053.D
15 Section 17.12.055.F
16 Section 17.12.056.D
17 Section 17.12.058.L
18 Section 17.12.062.A
19 Section 17.12.092
20 Section 17.16.110.A
21 Section 17.16.130.A
22 Section 17.20.090.A
23 Section 17.22.100.A
24 Section 17.24.280
25 Section 17.28.150
26 Section 17.28.160
27 Section 17.30.090
28 Section 17.40.890
29 Section 17.44.040.B
30 Section 17.44.140.B
31 Section 17.48.350
32 Section 17.60.160
33 Section 21.62.160.A
34 Section 21.92.010
35

36 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS**
37 **CITY COUNCIL** that the Code of the City of Annapolis shall read as follows:
38

39 **Section 4.16.100 Voter notification or information cards.**
40

41 B. Except for the purpose of filing as an exhibit in a court proceeding, or for the
42 use of any election board, it is unlawful to reproduce or copy in any manner for any purpose
43 a voter's notification or information card. Violation of this subsection is a misdemeanor and,

upon conviction, is punishable by a fine ~~not to exceed one hundred dollars~~, or imprisonment ~~not to exceed ninety days~~, or both **as established by resolution of the city council**.

Section 7.08.010 Billiard and pool tables.

B. Every establishment in which a billiard table, pool table or other table or device or structure for which a license is required by subsection A of this section is located, shall be closed between two a.m. and six a.m. No person may remain on the premises of the establishment during those hours; except, that up to two employees may remain on the premises from closing until 2:15 a.m. The proprietor and any other person permitting the establishment to remain open between the hours of 2:00 a.m. and 6:00 a.m., or permitting any person to remain on the premises of the establishment unlawfully during those hours, are guilty of a misdemeanor and, upon conviction, shall be punished by a fine ~~of not more than one hundred dollars~~ or imprisonment ~~for not more than ninety days~~, or both, ~~for a first offense; and for each subsequent offense shall be punished by a fine of not more than five hundred dollars, or imprisonment for not more than ninety days, or both~~ **as established by resolution of the city council**.

Section 7.08.070 Amusement license ~~Violation--Penalty~~.

A. The mayor may revoke or suspend a license upon any of the following circumstances:

1. Violation of or failure to comply with any provision of this chapter which violation or failure to comply constitutes a misdemeanor punishable upon conviction by a fine ~~not to exceed one hundred dollars~~ or imprisonment ~~not to exceed ninety days~~ or by both ~~fine and imprisonment~~ **as established by resolution of the city council**.

2. The admission of or the conviction for the violation of any federal, state or municipal criminal law.

3. Repeated operation or use of any facility licensed under this chapter and any property accessory to that use in a manner that violates the provisions of Title 21 of this code, as determined by the director of planning and zoning.

Section 7.12.100 Public consumption and possession.

C. A person violating the provisions of this section is guilty of a misdemeanor and, upon conviction, is subject to a fine ~~of not more than five hundred dollars~~, or imprisonment ~~for not more than ninety days~~, or both **as established by resolution of the city council**.

Section 7.12.140 Alcohol License--Suspension--Revocation--Fines.

1
2 If sufficient cause at any time is shown, or proof is made to the alcoholic beverage
3 control board, that the party licensed was guilty of any fraud in securing the license, has
4 violated any law, rule or regulation of the state or city relating to the sale of alcoholic
5 beverages, or has repeatedly operated the licensed premises or any property accessory
6 to the licensed premises in a manner that violates the provisions of Article Title 21 of this
7 code, as determined by the director of planning and zoning, the board after giving notice
8 to the persons licensed, may revoke or suspend the license, or, in lieu of a suspension of
9 the license, may impose a fine of ~~not more than one thousand dollars~~ on the licensed
10 establishment **as established by resolution of the city council..**
11

12 **Section 7.12.350 Allowing alcohol consumption without license.**
13

14 B. Any owner, operator, manager or employee of any premises or places
15 described in subsection A of this section who knowingly permits consumption in violation
16 of this section is guilty of a misdemeanor and upon conviction shall be fined ~~not more than~~
17 ~~two hundred fifty dollars~~ **as established by resolution of the city council.**
18

19 **Section 7.12.390 Minors--Misrepresenting age.**
20

21 C. Any person violating the provisions of this section is guilty of a misdemeanor
22 and, upon conviction, shall be fined ~~not more than five hundred dollars~~, or imprisoned ~~not~~
23 ~~more than ninety days~~, or both **as established by resolution of the city council.**, ~~in the~~
24 ~~discretion of the court.~~
25

26 **Section 7.12.410 Minors--Purchase, consumption or possession of alcoholic**
27 **beverages.**
28
29

30 B. Any person violating this section is guilty of a misdemeanor and, upon
31 conviction, shall be fined ~~not more than five hundred dollars~~, or imprisoned ~~not more than~~
32 ~~ninety days~~, or both, ~~in the discretion of the court~~ **as established by resolution of the city**
33 **council.**
34

35 **Section 7.12.420 Possession or consumption on public highways.**
36

37 E. A person violating the provisions of this section is guilty of a misdemeanor
38 and, upon conviction, is subject to a fine of ~~not more than five hundred dollars~~, or
39 imprisonment ~~for not more than ninety days~~, or both **as established by resolution of the city**
40 **council.**
41

1 **Section 7.24.050 Fortunetelling Violation--Penalty.**

2
3 A violation of or failure to comply with this chapter is a misdemeanor, punishable
4 upon conviction by a fine ~~not to exceed one hundred dollars~~, or imprisonment ~~not to exceed~~
5 ~~ninety days~~, or by both ~~fine and imprisonment~~ as established by resolution of the city
6 council.
7

8 **Section 7.28.040 Open-air market and Markethouse Vviolation--Penalty.**

9
10 A person who violates this chapter is guilty of a municipal infraction and is subject
11 to a fine ~~of ten dollars for any single, initial violation and a fine of ten dollars for each repeat~~
12 ~~or continuing violation~~ as established by resolution of the city council. The police
13 department and the market manager, and their authorized agents, shall enforce these
14 provisions.
15

16 **Section 7.32.100 Massage parlor license vViolation--Misdemeanor.**

17
18 B. Conviction for any violation of this chapter constitutes cause for immediate
19 revocation of the license by the mayor upon the recommendation of the chief of police.
20
21

22 **Section 7.42.040 Sidewalk Café vViolations.**

23
24 The provisions of this chapter shall be enforced by the department of public works.
25 A person who continues to violate this chapter after a written request to take corrective
26 action is guilty of a municipal infraction and shall be fined ~~fifty dollars~~ for each conviction
27 violation as established by resolution of the city council plus costs. In addition, the city
28 council may revoke or suspend a permit issued pursuant to this chapter upon a second or
29 subsequent conviction under this section in any twelve month period.
30

31 **Section 7.48.060 Taxicab vViolation--Municipal infraction.**

32
33 Any driver or owner who violates a provision of this chapter shall be deemed to have
34 committed a municipal infraction and is subject to a fine as established by resolution of the
35 city council ~~of one hundred dollars for each violation~~. Each separate day of violation that
36 remains uncorrected is a separate violation subject to an additional citation and fine.
37

38 **Section 7.48.410 Providing false information for taxicab permitApplication.**

1 C. Any person who knowingly provides false or misleading information in an
2 application under this section is guilty of a misdemeanor and, upon conviction, shall pay
3 a fine ~~as established by resolution of the city council~~ of two hundred dollars.
4

5 **Section 7.48.500 Taxicab permit violation Application.**
6

7 C. Any person who knowingly provides false or misleading information in an
8 application under this section is guilty of a misdemeanor and, upon conviction, shall pay
9 a fine ~~as established by resolution of the city council~~ of two hundred dollars.
10

11 **Section 7.52.190 Towing company vViolation--Penalty.**
12

13 A person who violates this chapter is guilty of a misdemeanor and subject to a fine
14 ~~as established by resolution of the city council~~ penalty of one hundred dollars for each
15 offense, recoverable with costs. In addition, the city council may revoke or suspend the
16 license of any person licensed to engage in the towing business who violates this chapter
17 or any rules or regulations promulgated pursuant to this chapter or who fails to comply with
18 any of the provisions and terms of any towing agreement executed pursuant to this chapter.
19

20 **Section 8.04.030 Animal disturbance prohibited.**
21

22 B. After one warning any person violating the provisions of this section is guilty
23 of a municipal infraction and is subject to a fine ~~as established by resolution of the city~~
24 ~~council~~ of fifty dollars.
25

26 **Section 8.04.040 Intentional mutilation of animals--Penalty.**
27

28 A person who: (1) uses or permits to be used any mammal, bird or fowl for the
29 purpose of fighting with or being attacked by any other animal; or (2) intentionally mutilates
30 an animal, or causes, procures or authorizes the intentional mutilation of an animal; or (3)
31 uses or permits a dog to be used in or arranges or conducts a dogfight, is guilty of a
32 misdemeanor punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment
33 ~~not to exceed one year~~, or both ~~as established by resolution of the city council~~ .
34

35 **Section 10.08.010 Abandoned RefrigeratorLeaving with door or lock.**
36

37 B. A person who violates this section is guilty of a municipal infraction and is
38 subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars for
39 any single, initial violation and a fine of one hundred dollars for each repeat or continuing
40 violation.
41

1 **Section 10.16.100 Notice to remove refuse accumulations.**

2
3 The director of neighborhood and environmental programs from time to time shall
4 visit and inspect all premises, yards and alleys, and where the director observes
5 accumulations of rubbish or refuse, shall serve notice on the tenants or owners of the
6 premises to remove the accumulations. Any tenant or owner who fails to comply with the
7 notice within ten days from the time the notice is given is guilty of a municipal infraction and
8 subject to a fine ~~as established by resolution of the city council~~ of fifty dollars for any single,
9 initial violation and a fine of fifty dollars for each repeat or continuing violation.
10

11 **Section 10.16.130 Garbage/refuse violation**~~Violation--Penalty.~~

12
13 A person who violates Sections 10.16.020, 10.16.030, 10.16.040, 10.16.050 and
14 10.16.100 of this article is guilty of a municipal infraction and is subject to a fine ~~as~~
15 ~~established by resolution of the city council~~ of ten dollars for each repeat or continuing
16 violation.
17

18 **Section 10.16.220 Littering during removal.**

19 B. Any person who violates this section is guilty of a municipal infraction and
20 is subject to a fine ~~of ten dollars for any single initial such violation and a fine~~ ~~as established~~
21 ~~by resolution of the city council~~ of twenty-five dollars for each repeat or continuing violation.
22

23 **Section 10.20.040 Grass and weed control**~~Violation--Infraction.~~

24
25 Any person violating this chapter is guilty of a municipal infraction and is subject to
26 a fine ~~as established by resolution of the city council~~ of one hundred dollars for any single,
27 initial violation, and an additional fine of two hundred dollars for each repeat or continuing
28 violation.
29

30 **Section 10.24.020 Standing water**~~Infraction penalty.~~

31
32 A person who violates any of the provisions of this chapter is guilty of a municipal
33 infraction and is subject to a fine ~~as established by resolution of the city council~~ of twenty-
34 five dollars for any single, initial violation and a fine of twenty-five dollars for each repeat
35 or continuing violation.
36

37 **Section 10.28.160 Swimming pool v**~~Violation--Penalty.~~

38 A person convicted of any violation of this chapter is guilty of a misdemeanor and
39 shall be fined for each violation a sum of not more than one hundred dollars, or imprisoned

1 for not more than thirty days, or both fined and imprisoned, at the discretion of the court ~~as~~
2 ~~established by resolution of the city council.~~

3
4 **Section 11.04.060 Offense against public officer Violations.**

5
6 A violation of any provision of this chapter is declared a misdemeanor punishable
7 by a fine not exceeding one thousand dollars or by imprisonment for not more than ninety
8 days, or by both a fine and imprisonment ~~as established by resolution of the city council.~~

9
10 **Section 11.12.025 Security alarms.**

11 B. The persons responsible for the unlawful noise shall be guilty of a municipal
12 infraction and is subject to a fine ~~as established by resolution of the city council~~ of one
13 hundred dollars.

14
15 **Section 11.12.060 Loitering.**

16
17 C. A person who violates this section is guilty of a misdemeanor and is subject
18 to a fine not exceeding one hundred dollars or by imprisonment not exceeding ninety days,
19 or both ~~as established by resolution of the city council.~~

20
21 **Section 11.12.065 Loitering for the purpose of engaging in prostitution.**

22
23 C. A person who violates this section is guilty of a misdemeanor and is subject
24 to a fine not exceeding one hundred dollars or by imprisonment not exceeding ninety days,
25 or both ~~as established by resolution of the city council.~~

26
27 **Section 11.12.067 Loitering in drug-loitering free zones.**

28
29 E. Any person who violates the provisions of this section is guilty of a
30 misdemeanor, and upon conviction, shall be subject to imprisonment for not more than six
31 months or a fine of not more than one thousand dollars, or both ~~as established by~~
32 ~~resolution of the city council.~~

33
34
35 **Section 11.12.120 Public Peace and order Violations.**

36
37 A violation of any provision of this chapter is declared a municipal infraction and for
38 each violation ~~the person is subject to~~ a fine ~~as established by resolution of the city council~~
39 ~~of not less than one hundred dollars nor more than four hundred dollars shall be imposed.~~

Section 11.14.030 Morals and conduct vViolation==Penalty.

Each violation of this chapter is declared a misdemeanor and shall be punishable by imprisonment ~~not to exceed ninety days~~ or a fine of ~~one thousand dollars~~, or both **as established by resolution of the city council**.

Section 11.16.040 Animal excrement removal.

D. A person violating the provisions of this section is guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of one hundred dollars for the first violation and a fine of one hundred fifty dollars for each repeat or continuing violation.~~

Section 11.16.050 Public urination and defecation.

B. Any person violating the provisions of this section is guilty of a misdemeanor and shall be punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment ~~for not more than ninety days~~, or by both a fine and imprisonment **as established by resolution of the city council**.

Section 11.32.080 Fair housing vViolation==Penalty.

A person who is found guilty of violating any of the provisions of this chapter relating to discrimination practices is subject to a fine ~~not exceeding one hundred dollars~~ and costs, or to imprisonment ~~for a period not exceeding thirty days~~, or to both fine and imprisonment **as established by resolution of the city council**. Prosecutions under this chapter shall be instituted only after the case has been certified to the State's Attorney by the commission. In addition, the city may institute injunction, mandamus or other appropriate action or proceeding to prevent any violation of this chapter, and any court of competent jurisdiction may issue restraining orders, temporary or permanent injunctions or mandamus or other appropriate forms of remedy or relief.

Section 11.36.030 Littering--Allowing litter to accumulate.

D. Violation. A person who violates this section is guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of two hundred fifty dollars for any single initial violation and a fine of four hundred dollars for each repeat or continuing violation.~~

Section 11.36.090 Vandalism -- Public roads.

1
2 B. A violation of any provision of this section is declared a misdemeanor
3 punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment for ~~not more~~
4 ~~than ninety days~~, or by both a fine and imprisonment **as established by resolution of the city**
5 **council**. In addition to the forgoing penalty, a person violating this section shall reimburse
6 the owner of the property the damages sustained by reason of the unlawful action.
7

8 **Section 11.36.100 Vandalism--Signs and notices.**
9

10 B. A violation of any provision of this section is declared a misdemeanor
11 punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment for ~~not more~~
12 ~~than ninety days~~, or by both a fine and imprisonment **as established by resolution of the city**
13 **council**. In addition to the forgoing penalty, a person violating this section shall reimburse
14 the owner of the property the damages sustained by reason of the unlawful action.
15

16 **Section 11.36.110 Vandalism--Trees and fences.**
17

18 B. A violation of any provision of this section is declared a misdemeanor
19 punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment for ~~not more~~
20 ~~than ninety days~~, or by both a fine and imprisonment **as established by resolution of the city**
21 **council**. In addition to the forgoing penalty a person violating this section shall reimburse
22 the owner of the property the damages sustained by reason of the unlawful action.
23

24 **Section 11.36.120 Vandalism--Utility poles and fixtures.**
25

26 B. A violation of any provision of this section is declared a misdemeanor
27 punishable by a fine ~~not exceeding one thousand dollars~~ or by imprisonment for ~~not more~~
28 ~~than ninety days~~, or by both a fine and imprisonment **as established by resolution of the city**
29 **council**. In addition to the forgoing penalty, a person violating this section shall reimburse
30 the owner of the property the damages sustained by reason of the unlawful action.
31

32 **Section 11.40.010 Proclamation by mayor.**
33

34 Whenever the mayor determines that a public emergency exists within the city because of
35 war, threatened riot, fire, disease, civil disorder or threatened civil disorder, crime or other
36 reasons necessitating the imposition of a curfew, the mayor shall proclaim publicly a curfew
37 and shall proclaim the hours and days during which the curfew shall be effective. During
38 a curfew, a person may not be or remain upon any street, alley, park, playground, wharf,
39 dock or other public ground, public place or public building. Any person found guilty of a
40 violation of this section is subject to a fine ~~of not more than one hundred dollars~~, or
41 imprisonment for ~~a period of not more than thirty days~~, or both fine and imprisonment for
42 ~~each offense~~ **as established by resolution of the city council**.
43

Section 11.44.010 Discharging firearms.

C. Any person violating the provisions of this section is guilty of a misdemeanor which shall be punishable by a fine **as established by resolution of the city council** ~~not exceeding five hundred dollars (\$500.00).~~

Section 11.44.060 BB guns, slingshots, bows and arrows, large rocks and similar devices.

D. Any violation of this section is a misdemeanor punishable by a fine ~~of not more than one hundred dollars or imprisonment for not more than ninety days, or both in the discretion of the court~~ **as established by resolution of the city council.**

Section 12.12.050 ~~Disobeying crossing guard~~ **Disobedience--Penalty.**

Any person not obeying a lawful order or command of a school crossing guard is guilty of a misdemeanor and, upon conviction, shall be fined ~~a sum not more than one hundred dollars~~ **as established by resolution of the city council.**

Section 12.16.070 Repairing vehicle in street.

B. A person who violates this section is guilty of a municipal infraction as defined by Chapter 1.20 and is subject to a fine **as established by resolution of the city council** ~~of ten dollars for any single, initial violation and a fine of ten dollars for each repeat or continuing violation.~~

Section 12.16.080 Washing vehicle on street.

B. Any person who violates this section is guilty of a municipal infraction as defined by Chapter 1.20 and is subject to a fine **as established by resolution of the city council** ~~of ten dollars for any single, initial violation and a fine of ten dollars for each repeat or continuing violation.~~

Section 12.16.090 Loads or wheels which litter streets.

B. Any person who violates this section is guilty of a municipal infraction as defined by Chapter 1.20 and is subject to a fine **as established by resolution of the city council** ~~of ten dollars for any single, initial violation and a fine of twenty-five dollars for each repeat or continuing violation.~~

Section 12.16.100 Vehicles or treads which damage streets.

B. Any person who violates this section is guilty of a municipal infraction as defined by Chapter 1.20 and is subject to a fine **as established by resolution of the city council** of ten dollars for any single, initial violation and a fine of twenty-five dollars for each repeat or continuing violation.

Section 12.20.010 Obstructing driveway.

B. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of fifteen dollars.

Section 12.20.020 Parking adjacent to red-lined curb, bus stop zone or fire hydrant zone.

B. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of twenty-five dollars.

Section 12.20.025 Crosswalk.

C. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of twenty-five dollars.

Section 12.20.030 Parking adjacent to yellow-lined curb.

B. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of fifteen dollars.

Section 12.20.040 Parking with left side to curb.

B. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of fifteen dollars.

Section 12.20.050 Backing vehicle to curb.

B. Any person violating this section, upon conviction, is subject to a fine **as established by resolution of the city council** of fifteen dollars.

Section 12.20.060 Angle parking.

1
2 C. Any person violating this section, upon conviction, is subject to a fine **as**
3 **established by resolution of the city council** ~~of fifteen dollars.~~
4

5 **Section 12.20.065 Parking vehicles alongside of other stopped or parked vehicles.**
6

7 B. Any person violating this section, upon conviction, is subject to a fine **as**
8 **established by resolution of the city council** ~~of twenty-five dollars.~~
9

10 **Section 12.20.070 Parking more than twelve inches from curb.**
11

12 B. Any person violating this section, upon conviction, is subject to a fine **as**
13 **established by resolution of the city council** ~~of fifteen dollars.~~
14

15 **Section 12.20.075 ~~Blocking d~~Driveway entrances to fire stations.**
16

17 B. Any person violating this section, upon conviction, is subject to a fine **as**
18 **established by resolution of the city council** ~~of twenty-five dollars.~~
19

20 **Section 12.20.080 Leaving motor vehicle unattended.**
21

22 B. Any person violating this section, upon conviction, is subject to a fine **as**
23 **established by resolution of the city council** ~~of fifteen dollars.~~
24

25 **Section 12.20.085 Places where stopping is prohibited by signs.**
26

27 B. Any person violating this section, upon conviction, is subject to a fine **as**
28 **established by resolution of the city council** ~~of twenty-five dollars.~~
29

30 **Section 12.20.090 Parking reserved for **persons with disabilities** handicapped**
31 **persons.**
32

33 B. Any person violating this section, upon conviction, is subject to a fine **as**
34 **established by resolution of the city council** ~~of one hundred dollars.~~
35

36 **Section 12.20.095 Parking within thirty feet of approach to flashing signal, etc.**
37

1 B. Any person violating this section, upon conviction, is subject to a fine **as**
2 **established by resolution of the city council** ~~of twenty-five dollars.~~

3
4 **Section 12.20.100 Motor vehicle weight limits in residential district zones.**

5
6 C. Any person violating this section, upon conviction, is subject to a fine **as**
7 **established by resolution of the city council** ~~of twenty dollars.~~

8
9 **Section 12.20.110 Parking trailers.**

10
11 H. Any person violating this section, including any violation of the boat permit
12 provisions hereof, upon conviction, is subject to a fine **as established by resolution of the**
13 **city council** ~~of fifty dollars.~~

14
15 **Section 12.20.120 Parking buses.**

16
17 B. Any person violating this section, upon conviction, is subject to a fine **as**
18 **established by resolution of the city council** ~~of fifteen dollars.~~

19
20 **Section 12.20.130 ~~Posted "No Parking". Parking prohibited on certain streets.~~**

21
22 B. Any person violating this section, upon conviction, is subject to a fine **as**
23 **established by resolution of the city council** ~~of fifteen dollars.~~

24
25 **Section 12.20.140 Parking on sidewalks prohibited.**

26
27 B. Any person violating this section, upon conviction, is subject to a fine **as**
28 **established by resolution of the city council** ~~of fifteen dollars.~~

29
30 **Section 12.20.150 Being on median strips prohibited.**

31
32 B. Any person violating this section, upon conviction, is subject to a fine **as**
33 **established by resolution of the city council** ~~of fifteen dollars.~~

34
35 **~~Section 12.20.160 Thirty-minute parking limit on College Avenue and Church Circle.~~**

36
37 ~~A. It is unlawful and a misdemeanor for the driver of any vehicle to park such~~
38 ~~vehicle for longer than thirty minutes on the northeast side of College Avenue and Church~~
39 ~~Circle between Bladen Street and Northwest Street, and on Church Circle between South~~
40 ~~Street and Duke of Gloucester Street.~~

1
2 B. ~~Any person violating this section, upon conviction, is subject to a fine of fifteen~~
3 ~~dollars.~~

4
5 **Section 12.20.170 Fifteen-minute parking limit on portions of Northwest Street.**
6

7 B. Any person violating this section, upon conviction, is subject to a fine **as**
8 **established by resolution of the city council** ~~of fifteen dollars.~~
9

10 **Section 12.20.180 Eight-hour parking on King George Street between Wagner Street**
11 **and the King George Street Bridge.**
12

13 B. Any person violating this section, upon conviction, is subject to a fine **as**
14 **established by resolution of the city council** ~~of fifteen dollars.~~
15

16 **Section 12.20.190 Two-hour parking on State Circle.**
17

18 B. Any person violating this section, upon conviction, is subject to a fine **as**
19 **established by resolution of the city council** ~~of fifteen dollars.~~
20

21 **Section 12.20.200 Removal of vehicle parked for longer than forty-eight hours or in**
22 **prohibited area.**
23

24 D. A person violating any provision of this section, upon conviction, is subject
25 to a fine **as established by resolution of the city council** ~~of fifteen dollars.~~
26

27 **Section 12.20.240 Failure to pay parking fine Violation--Summons.**
28

29 C. **Failure to pay the parking fine in a timely manner is subject to a fine as**
30 **established by resolution of the city council** ~~The failure of the violator to pay the fine within~~
31 ~~fifteen days of the date of issuance of the parking citation shall result in an additional cost~~
32 ~~of five dollars. The failure of the violator to pay fines within twenty-three days of the date~~
33 ~~of issuance of the parking citation shall result in an additional cost of ten dollars and shall~~
34 ~~result in notification to the motor vehicle administration. Additional administrative fees may~~
35 ~~be imposed by the motor vehicle administration after such notification. Failure to satisfy the~~
36 ~~required fines at this time shall result in a refusal of registration and transfer of the~~
37 ~~registered owner's motor vehicle.~~
38

39 **Section 12.24.050 Direction of vehicle in space.**
40

1 C. Any person violating this section, upon conviction, is subject to a fine ~~as~~
2 ~~established by resolution of the city council~~ of fifteen dollars.

3
4 **Section 12.24.070 Parking in metered space for more than two hours.**

5
6 B. Any person violating this section, upon conviction, is subject to a fine ~~as~~
7 ~~established by resolution of the city council~~ of twenty-five dollars.

8
9 **Section 12.24.090 Depositing slugs.**

10
11 B. A person violating this section, upon conviction, is subject to a fine ~~as~~
12 ~~established by resolution of the city council~~ of twenty-five dollars.

13
14 **Section 12.32.190 Violation--Penalty.**

15
16 A. The parking of any vehicle or the use of any parking permit in a manner
17 contrary to the residential parking provisions established in this chapter is prohibited, and
18 the same is declared to be unlawful and a misdemeanor. Any person violating the same
19 shall, upon conviction thereof by a court of competent jurisdiction, be fined twenty-five
20 dollars for each violation and, in default of any fine so imposed, shall be imprisoned for a
21 period not to exceed three days for each violation. Each day the violation continues
22 constitutes a separate violation ~~subject to a fine as established by resolution of the City~~
23 Council.

24
25 B. The failure of the violator to pay the fine within fifteen days of the date of
26 issuance of the parking citation shall result in an additional cost of ten dollars ~~as~~
27 established by resolution of the City Council. The failure of the violator to pay the fine within
28 twenty-three days of the date of issuance of the parking citation shall result in an additional
29 cost of fifteen dollars ~~as established by resolution of the City Council~~ and shall result in
30 notification to the motor vehicle administration ~~Maryland Motor Vehicle Administration~~ and
31 in administrative fees imposed by the motor vehicle administration ~~Maryland Motor Vehicle~~
32 Administration. Failure to satisfy the required fines at this time shall result in a refusal of
33 registration and transfer of the registered owner's motor vehicle.

34
35
36 **Section 12.32.200 Violation--Unlawful usage or display--Penalty.**

37
38 Notwithstanding the provisions of Section 12.32.190, the use or display of a permit
39 obtained or maintained contrary to the residential parking provisions established in this
40 chapter is unlawful. Upon conviction, the owner and operator of a vehicle in which the
41 permit is used or displayed shall be fined not more than two hundred fifty dollars for each
42 violation or imprisoned for a period not to exceed three days, or both fined and imprisoned

1 subject to a fine or by imprisonment, or by both as established by resolution of the City
2 Council.

3
4 **Section 12.36.020 Interference with emergency equipment.**

5
6 B. A person who violates this section is subject to a fine ~~as established by~~
7 ~~resolution of the city council~~ of ten dollars.

8
9 **Section 12.40.040 Depositing snow on cleared street.**

10
11 B. A person who violates this section is guilty of a municipal infraction as
12 defined by Chapter 1.20 and is subject to a fine ~~as established by resolution of the city~~
13 ~~council~~ of ten dollars for any single, initial violation and a fine of ten dollars for each repeat
14 or continuing violation.

15
16 **Section 12.44.040 Keeping wrecked or discarded vehicles.**

17
18 B. Any person who violates this section is guilty of a municipal infraction as
19 defined by Chapter 1.20 and is subject to a fine ~~as established by resolution of the city~~
20 ~~council~~ of fifty dollars for any single, initial violation and a fine of fifty dollars for each repeat
21 or continuing violation.

22
23 **Section 12.48.030 ~~Playing in streets~~ vViolation--Penalty.**

24
25 A violation of any provision of this chapter shall constitute a misdemeanor. Any
26 person convicted of violating any provision in this chapter shall be ~~subject to a fine as~~
27 ~~established by resolution of the city council~~ fined fifty dollars for each such violation.

28
29 **Section 12.52.160 ~~Pedicab~~ vViolation--Municipal infraction.**

30
31 A person who violates any provision of this chapter shall be guilty of a municipal
32 infraction and, upon conviction, shall be ~~subject to a fine as established by resolution of the~~
33 ~~city council~~ fined not more than twenty-five dollars for each offense.

34
35 **Section 14.04.040 Wheelchair ramps.**

36
37 B. Any person who violates this section is guilty of a municipal infraction and
38 subject to a fine ~~as established by resolution of the city council~~ of ten dollars for any single,
39 initial violation and a fine of ten dollars for each repeat or continuing violation.

1 **Section 14.04.050 Sidewalk mMaintenance by abutting owner.**
2

3 B. Any person who violates this section is guilty of a municipal infraction and
4 is subject to a fine **as established by resolution of the city council** of one hundred dollars
5 for any single, initial violation and a fine of ten dollars for each repeat or continuing
6 violation.

7
8 **Section 14.08.010 Driveway construction without pPermit--Required.**
9

10 C. A person who violates this section is guilty of a municipal infraction and is
11 subject to a fine **as established by resolution of the city council** of twenty-five dollars for
12 any single, initial violation and a fine of twenty-five dollars for each repeat or continuing
13 violation.

14
15 **Section 14.12.080 Permit to pPlant, remove, maintain and protect public trees**
16 **without permit.**
17

18 C. Any person who violates this section is guilty of a municipal infraction and is
19 subject to a fine **as established by resolution of the city council** of one hundred dollars
20 (\$100.00) for any single violation and a fine of one hundred dollars (\$100.00) for each
21 repeat or continuing violation.

22
23 **Section 14.12.095 Tree conservation area--Tree removal.**
24

25 H. Violation of this section shall be a municipal infraction punishable by a fine
26 **as established by resolution of the city council** of five hundred dollars for each tree greater
27 than five inches in diameter at 4.5 feet above the ground removed from the tree
28 conservation area without a permit. In addition, the director of neighborhood and
29 environmental programs or his designee may revoke any permit issued under this section
30 and/or issue an order stopping further tree removal whenever the director or his designee
31 determines that such action is necessary to accomplish the purpose of this section.
32 Enforcement of this section shall be the responsibility of the department of neighborhood
33 and environmental programs. All fines must be paid in full before any work can continue.
34

35 **Section 14.12.150 Pruning and removal of trees.**
36

1 E. Any person who violates this section is guilty of a municipal infraction and is
2 subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars for
3 any single initial violation and a fine of one hundred dollars for each repeat or continuing
4 violation.

5
6 **Section 14.16.020 Parking during scheduled ~~s~~Street cleaning schedule.**

7
8 D. A person violating this section, upon conviction, is subject to a fine ~~as~~
9 ~~established by resolution of the city council~~ of fifty dollars.

10
11 **Section 14.20.010 Obstructing street ~~without permit~~--Permit.**

12
13 C. Any person who violates this section is guilty of a municipal infraction and
14 is subject to a fine ~~as established by resolution of the city council~~ of fifty dollars for any
15 single, initial violation and a fine of fifty dollars for each repeat or continuing violation.

16
17 **Section 14.20.030 Digging up, relaying or obstructing street ~~without permit~~--Permit**
18 **required.**

19
20 B. A person who violates this section is guilty of a municipal infraction and
21 subject to a fine ~~as established by resolution of the city council~~ of twenty-five dollars for any
22 single, initial violation and a fine of twenty-five dollars for each repeat or continuing
23 violation.

24
25 **14.20.050 Removal of obstructions.**

26
27 A person having any buildings, structures, works, conduits, drains, mains, pipes,
28 tracks or other physical obstructions in, over or under the public streets which block or
29 impede the work of the department of public works, on reasonable notice from the
30 department, promptly shall shift, adjust or remove them, at no cost or expense to the city,
31 to meet fully the exigencies occasioning the notice. Any person refusing, neglecting or
32 failing, after reasonable notice, to begin to discharge any duty imposed by this section,
33 within seven days, or a longer period as the director of public works specifies, in addition
34 to any other remedy the city may have, is guilty of a misdemeanor and subject to a fine ~~as~~
35 ~~established by resolution of the city council~~ of one hundred dollars for each and every
36 offense and to an additional fine of fifty dollars a day for every day the refusal, neglect or

1 failure continues. If required by law, the city, when the exigencies of the department's work
2 require, may secure the condemnation of a physical obstruction in the manner provided for
3 by law.

4
5 **Section 14.20.060 Permitting sidewalk or gutter obstruction--Obstructive or**
6 **dangerous trees.**
7

8 Except as otherwise permitted in this chapter, a person owning any lot or part of a
9 lot neither shall permit the sidewalks or gutters in front of the lot or part of lot to be
10 obstructed in any manner nor allow to remain on the lot or part of lot any tree which has
11 fallen, is a source of danger to the public, or has branches that obstruct the free passage
12 of any person on the sidewalks or any vehicle in the streets, lanes or alleys. When there
13 is a violation of this section, the director of public works or a police officer shall notify the
14 owner of the property to remove the obstacle within seventy-two hours. If the person fails
15 to correct the condition within the specified period, that person is guilty of a municipal
16 infraction and subject to a fine **as established by resolution of the city council** of twenty-five
17 ~~dollars for any single, initial violation and a fine of twenty-five dollars for each repeat or~~
18 ~~continuing violation.~~ In addition to the fine, if the person fails to remedy the condition upon
19 due notice, the director shall remove the obstruction at the expiration of the period and the
20 cost of the removal shall be collected as other charges are collected and constitute a lien
21 upon the property.

22
23 **Section 14.20.070 Sidewalk sales.**
24

25 B. When there is a violation of this section, the director of public works or a
26 police officer shall notify any violator to remove the goods, receptacle, stand, container or
27 other item. A person who violates this section is guilty of a municipal infraction and is
28 subject to a fine **as established by resolution of the city council** of twenty-five dollars for any
29 ~~single, initial violation and a fine of twenty-five dollars for each repeat or continuing~~
30 ~~violation.~~ If the person fails to comply immediately with the notice or violates this section
31 in the same manner within ninety days following the notice, the director shall remove, store
32 or dispose of the goods, receptacles, stands, containers or other items. The costs of
33 removal, storage and disposition shall be borne by the owner of the property adjacent to
34 the sidewalk and constitute a lien upon the property.

35
36 **Section 14.20.080 Building encroachments on sidewalk.**
37

38 No person shall erect or build, put or place any step, porch, portico, bay window,
39 cellar door or other permanent part or portion of a building upon or over any sidewalk, so
40 that it encroaches upon or projects over the sidewalk more than one-quarter the distance

1 between the building line of the street or alley and the curb; provided, that the city council,
2 by resolution passed by a favorable vote of the majority of the entire membership, and
3 upon receipt of adequate consideration by the city, may waive this provision and permit an
4 encroachment upon or over a sidewalk for any distance. The director of public works shall
5 give notice to any person violating this section to remove an obstruction. If the obstruction
6 is not removed within forty-eight hours after the notice, the person is guilty of a municipal
7 infraction and is subject to a fine ~~as established by resolution of the city council~~ of twenty-
8 five dollars for any single, initial violation and a fine of twenty-five dollars for each repeat
9 or continuing violation.

10
11 **Section 14.20.100 Removal of encroaching structures.**
12

13 Upon the refusal or neglect of a person violating Section 14.20.080 or 14.20.090 to
14 remove steps, gates or other obstructions, after thirty days' notice given by the director of
15 public works, the director shall proceed to remove the obstruction. The costs of the removal
16 shall be paid by the person committing the violation. The costs of removal shall constitute
17 a lien upon the property. In addition, the violator is guilty of a municipal infraction and
18 subject to a fine ~~as established by resolution of the city council~~ of twenty-five dollars for any
19 single, initial violation and a fine of twenty-five dollars for each repeat or continuing
20 violation.

21
22 **Section 14.24.010 Adjoining occupant to clear sidewalk.**
23

24 B. A person who violates this section is guilty of a municipal infraction and is
25 subject to a fine of twenty-five dollars for any single, initial violation and a fine ~~as~~
26 ~~established by resolution of the city council~~ of twenty-five dollars for each repeat or
27 continuing violation.

28
29 **Section 15.04.040 ~~Compliance with harbormaster~~ Authority during a declared public**
30 **emergency.**
31

32 B. It is unlawful for a person to fail to comply with an order of the harbor master made
33 pursuant to this section. A violation of this section is a misdemeanor punishable by a fine
34 ~~not exceeding one thousand dollars (\$1,000) or by imprisonment for not more than ninety~~
35 ~~(90) days, or by both a fine and imprisonment~~ ~~as established by resolution of the city~~
36 ~~council.~~
37

38 **Section 15.10.120 Restricted mooring and anchoring areas.**
39

D. A restricted area designated by the port wardens shall be posted in the water. Violation of this section is a municipal infraction punishable by a fine ~~as established by resolution of the city council~~ not to exceed \$100.

Section 15.14.040 Housebarges vViolation--penalty.

Violation of this chapter is a municipal infraction and subject to a fine ~~as established by resolution of the city council~~ of \$100. Each and every day that a violation continues shall be deemed a separate offense.

Section 15.20.110 Mooring without permit--Required.

D. Any person who places, or causes to be placed, or maintains a mooring in a waterway without a permit as is required in section A above, is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of \$100. Each and every day that a violation continues shall be deemed a separate offense.

Section 15.20.120 Not posting mMooring permit--Numbering--Posting.

B. Violation of this section is, in addition to any other authorized remedy, a municipal infraction and is subject to a fine ~~of \$100~~ as established by resolution of the City Council. Each and every day that a violation continues shall be deemed a separate offense.

Section 15.20.160 Unlicensed or unauthorized structures.

C. Violation of this section, in addition to any other authorized remedy, is a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of \$100. Each and every day that a violation continues shall be deemed a separate offense.

Section 15.24.040 Harbor/waterfront construction noncomplianceViolation--Infraction.

Except as otherwise provided, a person who violates any section of this title is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars. Each day that a violation occurs shall be deemed a separate offense. If a person or entity is found to have violated this section at one or more discrete sites within the City two or more times in any two-year period, such violation shall constitute a repeat violation.

Section 16.04.010 Tapping existing water and sewer mains.

F. A person who violates this section is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars for any single, initial violation and a fine of two hundred dollars for each repeat or continuing violation.

Section 16.04.040 Air-conditioning discharge into public way or stormwater drain.

B. A person who violates this section is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars for any single, initial violation and a fine of two hundred dollars for each repeat or continuing violation.

Section 16.08.010 Opening fireplugs--Turning water on or off.

B. A person who violates this section is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of one hundred dollars for any single, initial violation and a fine of two hundred dollars for each repeat or continuing violation.

Section 16.16.320 Sewer service vViolation--Penalty.

C. Civil Penalties. A user who violates a lawful order of the director, or fails to comply with the provisions of this article, or a rule, or permit of the city issued under the provisions of this article is guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the city council~~ of not more than one thousand dollars per violation per day.

D. Criminal Penalties.

1. A user who discharges or causes a discharge producing a deposit or obstruction condition, or causes damage to or impairs the city system, or who has uncorrected civil violations of more than thirty days duration is guilty of a misdemeanor and may be levied a fine ~~as established by resolution of the city council~~ up to one thousand dollars.

Section 16.16.350 House sewer--Maintenance.

1 B. In case any house sewer is out of repair, the director of public works shall
2 notify the owner, occupant or other person having charge of the premises to repair the
3 sewer. If the owner, occupant or other person having charge of the premises neglects to
4 repair the sewer properly within ten days after notice, the person is guilty of a municipal
5 infraction and is subject to a fine ~~as established by resolution of the city council of ten~~
6 ~~dollars for any single, initial violation and a fine of ten dollars for each repeat or continuing~~
7 ~~violation~~, and then the director of public works shall repair the sewer. The expense shall
8 be charged to and collected from the owner, occupant or other person having charge of the
9 premises and constitute a lien upon the property.

10
11 **Section 17.08.295 Grading, erosion, sediment control**~~Violations.~~
12

13 Unless noted otherwise, any person who violates any section of this chapter shall
14 be guilty of a municipal infraction and is subject to a fine ~~as established by resolution of the~~
15 ~~city council of five hundred dollars for any single initial violation and a fine of five hundred~~
16 ~~dollars for each repeat or continuing violation~~. All fines must be paid in full prior to any
17 continuation of work or prior to any further inspections. If a person or entity is found to
18 have violated this section at one or more discrete sites within the City two or more times
19 in any two-year period, such violation shall constitute a repeat violation.

20
21 **Section 17.09.140 Unapproved removal of trees in development areas--Enforcement--**
22 **Violation--Penalties.**
23

24 C. Penalties. Any developer who violates this chapter is guilty of a municipal
25 infraction and is subject to a fine ~~as established by resolution of the city council of one~~
26 ~~hundred dollars for any single, initial violation and a fine of one hundred dollars for each~~
27 ~~repeat or continuing violation~~. If a person or entity is found to have violated this section at
28 one or more discrete sites within the City two or more times in any two-year period, such
29 violation shall constitute a repeat violation. The unapproved removal of a single tree
30 constitutes a single violation. If any trees shown to be preserved on the approved plan
31 subsequently are removed or are dead or dying because of acts of negligence by a
32 developer, they shall be replaced by the developer, or the developer shall be assessed a
33 fee in lieu. The size, species and quantity of replacement trees or fee in lieu shall be
34 specified by the department of public works based upon the value of the trees that were to
35 have been saved as determined by the formula in the latest revision of "A Guide to the
36 Professional Evaluation of Landscape Trees, Specimen Shrubs and Evergreens," prepared
37 by the International Society of Arboriculture. The quantity shall be dictated by the
38 constraints of the site. Replacement shall be within a time frame specified by the
39 department of public works.

Section 17.11.470 Floodplain violation~~Infraction penalty.~~

A person who fails to comply with any or all of the requirements or provisions of this chapter or any order or requirement of the director or any other authorized employee of the city is guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of four hundred dollars for any single, initial violation and a fine of four hundred dollars for each repeat or continuing violation.~~ Each day after the expiration of the allowed remedial work period shall constitute a separate offense. In addition, no other inspections shall be made by the department for the project in question until remedial action has been satisfactorily completed and the subject fine has been paid in full.

Section 17.12.024 Building code - Use and occupancy permit--Required.

E. In addition to other remedies provided to the city by law, a person who violates this section shall be guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of two hundred dollars for any single, initial violation and a fine of two hundred dollars for each repeat or continuing violation.~~ All fines must be paid in full prior to any further inspections being made and prior to any permit issuance.

Section 17.12.042 Dangerous structural condition.

A building, structure, or chimney, or part of a building, structure, or chimney, in a dilapidated or unsafe condition and which, in the opinion of the director of public works or his or her designee, may possibly cause injury to persons or property, is a nuisance and shall be razed or abated by the owner within seventy-two hours after notice to do so has been given to the owner by the director. The owner is required to apply for a building permit as per Section 17.12.056(C). If the owner, within seventy-two hours after receipt of the notice, has not razed the building, structure or chimney, or otherwise abated the nuisance, the owner is guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of five hundred dollars for each repeat or continuing violation,~~ and the nuisance shall be abated by the director or his or her designee at the expense of the owner. The director or his or her designee may in the interest of safety disconnect water, gas, and electric service to the building or structure.

Section 17.12.053 Building contractor license--Required--Suspension--Violation.

D. ~~Violation--Penalty.~~

A person who violates this section is guilty of a municipal infraction and is subject to a fine **as established by resolution of the city council** ~~of one hundred dollars for any~~

1 ~~single, initial violation and a fine of two hundred dollars for each repeat or continuing~~
2 ~~violation.~~

3
4 **Section 17.12.055 Display of address.**

5
6 F. Violators of the provisions of this section are guilty of a municipal infraction
7 and subject to a fine **as established by resolution of the city council** ~~of fifty dollars for any~~
8 ~~single initial violation and a fine of one hundred dollars for each continuing violation.~~

9
10 **Section 17.12.056 Building permit--Fees--Reinspection.**

11
12 D. A person who moves or demolishes a building or transports an oversize load
13 without a permit is guilty of a municipal infraction and is subject to a fine **as established by**
14 **resolution of the city council** ~~of one hundred dollars for any single, initial violation and a fine~~
15 ~~of two hundred dollars for each repeat or continuing violation.~~

16
17 **Section 17.12.058 Approval--Commencing work **without approval**--Expiration.**

18
19 L. A person who violates this section is guilty of a municipal infraction and is
20 subject to a fine **as established by resolution of the city council** ~~of one hundred dollars for~~
21 ~~any single, initial violation and a fine of two hundred dollars for each repeat or continuing~~
22 ~~violation.~~ **If a person or entity is found to have violated this section at one or more discrete**
23 **sites within the City two or more times in any two-year period, such violation shall constitute**
24 **a repeat violation.**

25
26 **Section 17.12.062 Unapproved construction.**

27
28 A. A person who commences any building, structure, or any construction without
29 prior receipt of a required building permit is guilty of a municipal infraction and is subject
30 to a fine **as established by resolution of the city council** ~~of two hundred dollars for any~~
31 ~~single, initial violation and a fine of two hundred dollars for each repeat or continuing~~
32 ~~violation.~~

33
34 **Section 17.12.092 ~~Section 114.3 amended~~--Unlawful continuance.**

35
36 A person who ignores, defaces, or removes a stop work order, unsafe order, or a
37 unfit order issued by the building official is guilty of a municipal infraction and is subject to
38 a fine ~~of five hundred dollars for any single violation and a fine~~ **as established by resolution**
39 **of the city council** ~~of five hundred dollars for each repeat or continuing violation. All fines~~

1 must be paid in full before the order will be lifted and any work can continue. If a person
2 or entity is found to have violated this section at one or more discrete sites within the City
3 two or more times in any two-year period, such violation shall constitute a repeat violation.
4

5 **Section 17.16.110 Electrical code vViolation--Penalty.**
6

7 A. A person who violates any section of this chapter or who commences any
8 electrical installations or performs any electrical work without prior receipt of a required
9 electrical permit is guilty of a municipal infraction and is subject to a fine **as established by**
10 **resolution of the city council** of one hundred dollars for any single, initial violation and a fine
11 of two hundred dollars for each repeat or continuing violation.
12

13 **Section 17.18.130 Mechanical code vViolation--Penalty.**
14

15 A. A person who violates any section of this chapter or who commences any
16 mechanical installations or performs any mechanical work without prior receipt of a required
17 mechanical permit is guilty of a municipal infraction and is subject to a fine **as established**
18 **by resolution of the city council** of two hundred dollars for any single, initial violation and a
19 fine of two hundred dollars for each repeat or continuing violation. All fines must be paid
20 in full before any work can continue.
21

22 **Section 17.20.090 Fire prevention code vViolation--Penalty.**
23

24 A. A person who violates this chapter is guilty of a municipal infraction and is
25 subject to a fine **as established by resolution of the city council** of one hundred dollars for
26 any single, initial violation and a fine of two hundred dollars for each repeat or continuing
27 violation. **Subsequent notices shall be given when the initial violation remains uncorrected**
28 **at the time of re-inspection.**
29

30 **Section 17.22.100 Petroleum storage facilities eEnforcement.**
31

32 A. A person who violates any section of this chapter is guilty of a municipal
33 infraction and is subject to a fine **as established by resolution of the city council** of one
34 hundred dollars for any single, initial violation and a fine of two hundred dollars for each
35 repeat or continuing violation.
36

1 **Section 17.24.280 Gas code vViolation--Penalty.**

2
3 A person who violates the gas code is guilty of a municipal infraction and is subject
4 to a fine **as established by resolution of the city council** of two hundred dollars for any
5 single, initial violation and a fine of two hundred dollars for each repeat or continuing
6 violation.

7
8 **Section 17.28.150 Plumbing code vViolation--Penalty.**

9
10 A person who violates the plumbing code is guilty of a municipal infraction and is
11 subject to a fine **as established by resolution of the city council** of one hundred dollars for
12 any single, initial violation and a fine of two hundred dollars for each repeat or continuing
13 violation.

14
15 **Section 17.28.160 Violation--Termination of water service.**

16
17 The City may terminate or cause to be terminated water service to any premises if
18 a discharge of water causes or threatens to cause a condition of contamination, pollution,
19 health risk or nuisance to the public water supply. This act is also subject to a municipal
20 infraction **fine as established by resolution of the city council** of one thousand dollars per
21 day per violation.

22
23 **Section 17.30.090 Utility installation vViolation--Penalty.**

24
25 A. A person who violates any section of this chapter or who commences any
26 utility installation or performs any utility work without prior receipt of a required utility permit
27 is guilty of a municipal infraction and is subject to a fine **as established by resolution of the**
28 **city council** of one hundred dollars for any single initial violation and a fine of two hundred
29 dollars for each repeat or continuing violation.

30
31 B. Utility installations completed and backfill prior to inspection or approvals shall
32 be re-excavated down to the subject utility by the person responsible when ordered to do
33 so by the enforcing officer.

34
35 C. A person who violates the requirements for trench shoring or trench slope cut
36 protective measures is guilty of a municipal infraction and is subject to a fine **as**
37 **established by resolution of the city council** of four hundred dollars for any single initial
38 violation and a fine of four hundred dollars for each repeat or continuing violation.

1 D. It is unlawful to ignore or deface a stopwork order issued by the enforcing
2 officer.

3
4 **Section 17.40.890 Residential housing standards vViolation--Penalty.**
5

6 A. A person served with the notice required by Section 17.40.840 who fails to
7 comply with the notice is guilty of a municipal infraction and is subject to a fine **as**
8 **established by resolution of the city council** ~~of fifty dollars~~. If the violation is not corrected
9 fully within the following five-day period, a second citation may be issued assessing an
10 additional fine **as established by resolution of the city council** ~~of fifty dollars~~. For each
11 successive five-day period during which the violation is not corrected fully a new citation
12 shall be issued assessing the fine **as established by resolution of the city council** ~~of one~~
13 ~~hundred dollars~~. No citation shall be issued if an election to stand trial on the original
14 citation has been filed and is pending. In the event of an appeal to the board of appeals,
15 no citation for a municipal infraction shall be issued until the final notice required by Section
16 17.40.880 first has been served upon the alleged violator and the time specified in the
17 notice for taking the required action has expired with the action required by the notice not
18 having been taken and completed.

19 B. A person served with notice of violation required by Section 17.40.840 who
20 fails to comply with the notice according to the schedule specified by the director of public
21 works and who has not elected to stand trial on the citation is guilty of a misdemeanor and
22 on conviction is subject to a fine **as established by resolution of the city council** ~~of one~~
23 ~~thousand dollars~~ or imprisonment not exceeding six months or both. Each day the violation
24 remains uncorrected shall be considered a separate offense.

25
26 **Section 17.44.040 Rental unit licenseFee--Penalty.**
27

28 B. Any person who fails to obtain an operating license is guilty of a municipal
29 infraction and is subject to a fine **as established by resolution of the city council** ~~of one~~
30 ~~hundred dollars~~ per unit per day after the initial fifteen calendar day notification period.

31
32 **Section 17.44.140 Revocation, vacating premises and condemnation penalties.**
33

34 B. Any person who fails to vacate or cause to vacate the premises after due
35 notice by the director of public works is guilty of a municipal infraction and is subject to a
36 fine **as established by resolution of the city council** ~~of one hundred dollars per unit per day~~;
37

38 **Section 17.48.350 Non-residential property maintenance vViolation--Penalty.**

39 A person who violates this chapter is guilty of a municipal infraction and is subject
40 to a fine **as established by resolution of the city council** ~~of one hundred dollars for each five-~~

1 day period in violation and a fine of one hundred dollars for each repeat or continuing
2 violation; provided, that no citation for a municipal infraction shall be issued until the notice
3 required by Section 17.48.290 first has been served upon the alleged violator and the time
4 specified in the notice for correction of the violation has expired with no appeal to the board
5 of appeals having been taken and with the condition in violation of this chapter not having
6 been corrected. In the event of an appeal to the board of appeals, no citation for a
7 municipal infraction shall be issued until notice of the decision of the board of appeals first
8 has been served upon the alleged violator and the time specified in the notice for taking the
9 required action has expired with the action required by the notice not having been taken
10 or completed. A continuing violation of the same provision of this chapter constitutes a
11 separate violation for each day in which the condition is allowed to exist after the expiration
12 of the time specified in the notice given by the director of public works or the board of
13 appeals, whichever is later.

14
15 **Section 17.60.160 Sign vViolations--Penalty.**

16
17 A person who violates this chapter is guilty of a municipal infraction and is subject
18 to a fine **as established by resolution of the city council** ~~of one hundred dollars for any~~
19 ~~single, initial violation and a fine of two hundred dollars for each repeat or continuing~~
20 ~~violation.~~ The failure of a property owner or tenant to comply with a violation correction
21 order issued by the director constitutes a single violation for each day that noncompliance
22 continues.

23
24 **Section 21.62.160 Historic preservation vViolations.**

25
26 A. Any person(s) who wilfully performs or allows to be performed any work
27 without first obtaining a certificate of approval, fails to comply with any final notice issued
28 pursuant to this article, or disregards a decision of the commission will be in violation of the
29 provisions of this article. A violation of the article shall be deemed a municipal infraction as
30 stated in the city code. Each and every day that the violation continues shall be deemed
31 a separate offense. Violators may be assessed a fine **as established by resolution of the**
32 **city council** ~~not to exceed one hundred dollars~~ for each day that the violation continues.

33
34 **Section 21.92.010 Planning and zoning infractionPenalty.**

35
36 A. A person who violates any provision of this title is guilty of a misdemeanor and
37 shall be fined by the director of neighborhood and environmental programs **as established**
38 **by resolution of the city council** ~~not more than five hundred dollars for any single, initial~~
39 ~~violation and not to exceed five hundred dollars for each repeat or continuing violation.~~ **If**
40 **a person or entity is found to have violated this section at one or more discrete sites within**
41 **the City two or more times in any two-year period, such violation shall constitute a repeat**
42 **violation.**

B. A person who violates any term, condition or provision of any certificate of approval, plan, zoning certificate, use permit, variance or other permit issued or approved pursuant to this title is guilty of a misdemeanor and shall be fined by the director of neighborhood and environmental programs **as established by resolution of the city council** ~~not more than five hundred dollars for any single, initial violation and a fine of not more than five hundred dollars for each repeat or continuing violation.~~

C. In addition to other penalties and enforcement powers set forth in this title or granted to the city in law or in equity, whenever a person violates any provision of this title or any term, condition or provision of any certificate of approval, plan, zoning certificate, use permit, variance, or other permit issued or approved pursuant to this title, the director of planning and zoning may issue an order requiring the developer or owner of the property to stop work or to take specified corrective measures to comply with the requirements of this title. If the developer or owner violates a stop work or corrective measures order issued pursuant to this subsection, the director of planning and zoning may revoke any permit relating to the work or to the property issued by the city or any of its departments.

D. Except as specifically provided herein, the enforcement of this title shall be the responsibility of the director of planning and zoning .

SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this Ordinance shall take effect ~~from the date of its passage~~ **on July 1, 2004, concurrent with the effective date of R-3-04..**

ADOPTED this 12th day of July, 2004.

ATTEST:

THE ANNAPOLIS CITY COUNCIL

Deborah Heinbuch, MMC
City Clerk

BY: _____
ELLEN O. MOYER, MAYOR

EXPLANATION:

Redlining indicates matter added to existing
law.

~~Strike Out indicates matter deleted from
existing law.~~

Underlining indicates amendments.